

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/824,007	04/03/2001	Nobuo Suzuki	107317-00026	6467

7590 10/20/2004

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
Suite 600
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5339

EXAMINER

JELINEK, BRIAN J

ART UNIT	PAPER NUMBER
----------	--------------

2615

DATE MAILED: 10/20/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/824,007

Applicant(s)

SUZUKI, NOBUO

Examiner

Brian Jelinek

Art Unit

2615

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-19 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-19 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 April 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
 - 2) ☐ Certified copies of the priority documents have been received in Application No. ____.
 - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: ____.

DETAILED ACTION

This is a first office action in response to application no. 09/824,007 filed on 4/3/2001 in which claims 1-19 are presented for examination.

Priority

Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

Drawings

Figures 1A-1C and 8-12 should be designated by a legend such as --Prior Art-- because only that which is old is illustrated. See MPEP § 608.02(g). Corrected drawings in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.121(d)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Specification

The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

Art Unit: 2615

Requirement for Information

Applicant and the assignee of this application are required under 37 CFR 1.105 to provide the following information that the examiner has determined is reasonably necessary to the examination of this application. The examiner requires Applicant to provide information used to draft the background of the instant application, including: non-patent literature, published applications, or patents (U.S. or foreign) that were used to draft the application. Please see MPEP 704.10 (a)(1)(iv) and 704.11(b)II.

The applicant is reminded that the reply to this requirement must be made with candor and good faith under 37 CFR 1.56. Where the applicant does not have or cannot readily obtain an item of required information, a statement that the item is unknown or cannot be readily obtained will be accepted as a complete reply to the requirement for that item.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-13 are rejected under 35 U.S.C. 102(b) as being anticipated by

Roberts (U.S. Pat. No. 5,452,004).

Regarding claim 1, Roberts teaches a MOS-type solid-state image pickup device, comprising: a semiconductor substrate (Fig. 1, element 14); a large number of pixels arranged in one surface of the semiconductor substrate in an array having a plurality of rows and a plurality of columns (Fig. 1, element 12), each pixel (Fig. 1, element 40) includes (a) a photoelectric converter element (Fig. 1, element 42) and (b) a switching circuit (Fig. 2, element 40) electrically connected to the photoelectric converter element for controlling generation of an output signal representing electric charge accumulated in the photoelectric converter element and discharge of the electric charge (col. 8, line 44-55); a row selection signal line (Fig. 4, element 114) disposed for each pixel row and being electrically connected to associated switching circuits, each row selection signal line receiving a row selection signal for controlling the generation of the output signal; a plurality of output signal lines (Fig. 2, CCVL) each of which being associated with at least one pixel column and receiving the output signal from associated switching circuits; a reset signal line (Fig. 4, element 112) disposed for each pixel row and being electrically connected to associated switching circuits, each reset signal line receiving a reset signal for controlling the discharge of the electric charge (col. 8, lines 44-55; col. 7, lines 11-26); and an overall reset controller (Fig. 1, element 208; col. 13, lines 30-34) for supplying the reset signal to the reset signal lines at a time.

Regarding claim 2, Roberts teaches each switching circuit comprises: an output transistor (Fig. 2, element 74) including a control terminal electrically connected to the photoelectric converter element for generating the output signal; a row selection transistor (Fig. 2, element 70; col. 8, lines 21-44) electrically connected in series (Fig. 2) to the output transistor, the row selection transistor including a control terminal

Art Unit: 2615

electrically connected to the row selection signal line; and a reset transistor (Fig. 2, element 70; col. 8, lines 44-55; col. 7, lines 11-26) electrically connected to the photoelectric converter element, the reset transistor including a control terminal (col. 8, lines 44-55; col. 7, lines 11-26) electrically connected to the reset signal line.

Regarding claim 3, Roberts teaches a plurality of constant-voltage supply lines (Fig. 2, element 54) extending in a direction of the pixel rows for receiving a constant voltage, each pixel row being associated with one of the constant-voltage supply lines, each constant-voltage supply line being electrically connected to the output transistors and the reset transistors in the associated pixel column or row (Fig. 2).

Regarding claim 4, Roberts teaches a readout row-shifter (Fig. 4, element 102) for sequentially supplying the row selection signal to the row selection signal lines; a reset row-shifter (Fig. 4, element 100) for sequentially supplying the reset signal to the reset signal lines; and an image signal outputting device electrically connected to the output signal lines for generating an image signal representing the output signal and for sequentially outputting the image signal (col. 9, lines 1-7).

Regarding claim 5, Roberts teaches an analog signal generator for converting the output signal generated on each output signal line (Fig. 2, CCVL) into an analog voltage signal (Fig. 6, Vout; col. 9, lines 1-17); and a row-directional shifter for controlling operation of the analog signal generator and for being sequentially outputted the analog voltage signal from the analog signal generator (col. 1, lines 15-20 and 62-65).

Regarding claim 6, Roberts teaches an analog signal generator for converting the output signal generated on each output signal line into an analog voltage signal (col. 9, lines 1-17); and an analog-to-digital converter (Fig. 6, element 166) for receiving the

Art Unit: 2615

analog voltage signal and for converting the analog voltage signal into a digital signal; and a buffer memory for receiving the digital signal, temporarily keeping the digital signal therein, and outputting the digital signal therefrom because a buffer is inherent in an A/D converter since the result is latched and held for a time in order to provide an output value.

Regarding claim 7, Roberts teaches a controller (Fig. 1, element 208) for controlling operations (col. 13, lines 22-44) of the overall reset controller, the readout row-shifter, the reset row-shifter, and the image signal outputting device.

Regarding claim 8, Roberts teaches a transfer signal line (Fig. 2, element 48) disposed for each pixel row and being electrically connected to associated switching circuits; and a transfer control row-shifter for sequentially supplying (col. 5, line 6-13; col. 1, lines 62-65) a transfer control signal controlling the generation or the discharge of the output signal to the transfer signal lines, and each switching circuit further comprises a charge transfer transistor (Fig. 2, element 46) electrically connected (Fig. 2) to the photoelectric converter element, the output transistor, and the reset transistor, the charge transfer transistor including a control terminal electrically connected to the transfer signal line.

Regarding claim 9, Roberts teaches a plurality of constant-voltage supply lines (Fig. 2, Vssa) extending in a direction of the pixel column or row for receiving a constant voltage, each pixel column or row being associated with one of the constant-voltage supply lines, each constant-voltage supply line being electrically connected (Fig. 2) to the output transistors, the reset transistors and the charge transfer transistor in the associated pixel column or row.

Regarding claim 10, please see the 102 rejection of claim 4, and col. 9, lines 1-7, and note that Roberts teaches a readout row-shifter for sequentially supplying the row selection signal to the row selection signal lines; a reset row-shifter for sequentially supplying the reset signal to the reset signal lines; a transfer control row-shifter for sequentially supplying the transfer control signal to the transfer signal lines; and an image signal outputting device electrically connected to the output signal lines for generating an image signal representing the output signal and for sequentially outputting the image signal.

Regarding claim 11, please see the 102 rejection of claim 5 and note that Roberts teaches an image signal outputting device comprising: an analog signal generator for converting the output signal generated on each output signal line into an analog voltage signal; and a row-directional shifter for controlling operation of the analog signal generator and for being sequentially outputted the analog voltage signal from the analog signal generator.

Regarding claim 12, please see the 102 rejection of claim 6 and note that Roberts teaches the image signal outputting device comprising: an analog signal generator for converting the output signal generated on each output signal line into an analog voltage signal; and an analog-to-digital converter for receiving the analog voltage signal and for converting the analog voltage signal into a digital signal; and a buffer memory for receiving the digital signal, temporarily keeping the digital signal therein, and outputting the digital signal therefrom.

Art Unit: 2615

Regarding claim 13, please see the 102 rejection of claim 7 and note that Roberts teaches a controller for controlling operations of the overall reset controller, the readout row-shifter, the reset row-shifter, the transfer control row-shifter, and the image signal outputting device.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 14-16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Roberts (U.S. Pat. No. 5,452,004) in view of Ernest et al. (U.S. Pat. No. 4, 827,348).

Regarding claim 14, please see the 102 rejections of claims 1 and 4 and note that Roberts teaches a digital camera, comprising: a MOS-type solid-state image pickup device, comprising: (i) a semiconductor substrate; (ii) a large number of pixels arranged in one surface of the semiconductor substrate in an array having a plurality of rows and a plurality of columns, each pixel includes (a) a photoelectric converter element and (b) a switching circuit electrically connected to the photoelectric converter element for controlling generation of an output signal representing electric charge accumulated in the photoelectric converter element and discharge of the electric charge; (iii) a row selection

Art Unit: 2615

signal line disposed for each pixel row and being electrically connected to associated switching circuits, each row selection signal line receiving a row selection signal for controlling the generation of the output signal; (iv) a plurality of output signal lines each of which being associated with at least one pixel column and receiving the output signal from associated switching circuits; (v) a reset signal line disposed for each pixel row and being electrically connected to associated switching circuits, each reset signal line receiving a reset signal for controlling the discharge of the electric charge; (vi) a readout row-shifter for sequentially supplying the row selection signal to the row selection signal lines; (vii) a reset row-shifter for sequentially supplying the reset signal to the reset signal lines; (viii) an overall reset controller for supplying the reset signal to the reset signal lines at a time; and (ix) an image signal outputting device electrically connected to the output signal lines for generating an image signal representing the output signal and for sequentially outputting the image signal; and an image signal processor for generating mobile picture data or still picture data using the image signal outputted from the MOS-type solid-state image pickup device; and a mobile picture mode controller (Fig. 1, element 208) electrically connected to the MOS-type solid-state image pickup device for continually control operation thereof for repeatedly conducting (a) an image readout operation in which the row selection signal is sequentially supplied from the readout row-shifter to a predetermined number of row selection signal lines for sequentially outputting from the image signal outputting device an image signal representing the output signal generated on each the output signal line and (b) an electronic shutter operation in which the reset signal is sequentially supplied from the reset row-shifter to the reset signal supply lines at least associated with the pixel row as an object of the image signal readout

Art Unit: 2615

operation for sequentially discharge electric charge accumulated in the photoelectric converter elements.

Furthermore, Roberts teaches the use of an additional transistor (Fig. 9, element 200) in an alternative embodiment that enables a global reset and "snap shot" capability (col. 12, lines 28-38). One of ordinary skill in the art would have provided the additional transistor of Roberts alternative embodiment for the purpose of enabling still capture in addition to motion video capture. As a result, it would have been obvious to one of ordinary skill in the art at the time of the invention to have provided the additional transistor of Roberts alternative embodiment for the purpose of enabling still capture in addition to motion video capture. Further still, Roberts teaches a still picture indication signal generator for generating a still picture indication signal indicating shooting of a still picture (col. 12, lines 28-38) because it a still picture indication signal is inherent in taking a snapshot.

Although Roberts teaches the use of an electronic shutter (col. 12, lines 46-50), Roberts does not disclose a light shielding device capable of interrupting light incident to the image pickup device for a predetermined period of time after an overall reset operation. However, Ernest et al. teaches a mechanical shutter for interrupting light incident to an image pickup device (Fig. 3, element 24; col. 4, lines 11-15), which remains closed for a predetermined period of time until the still image is read out following an overall reset (Fig. 2). One of ordinary skill in the art would have provided the mechanical shutter of Ernest et al. for exposure control in a dual mode camera in order to permit high shutter speed in the still mode and electronic shuttering in the video mode (col. 3, lines 7-13). As a result, it would have been obvious to one of ordinary skill

Art Unit: 2615

in the art at the time of the invention to provide the mechanical shutter of Ernest et al. for exposure control in a dual mode camera in order to permit high shutter speed in the still mode and electronic shuttering in the video mode.

Regarding claim 15, Ernest et al. teaches when in the video mode (corresponding to an electronic shutter operation), and the still picture indication signal is outputted, the still picture mode controller does not interrupt the operation (Figs. 1 and 2); when an electronic shutter operation is being executed at a point of time when the still picture indication signal is outputted, the still picture mode controller conducts once the image signal readout operation after the electronic shutter operation (Figs. 1 and 2); and then the first still picture mode controller conducts the overall reset operation (col. 6, lines 28-59) when a global reset is operated in preparation for a second still picture.

Regarding claim 16, please see the 102 rejection of claim 8 and note that Roberts teaches a transfer signal line disposed for each pixel row and being electrically connected to associated switching circuits; and a transfer control row-shifter for sequentially supplying a transfer control signal controlling the generation or the discharge of the output signal to the transfer signal lines, and each the switching circuit further comprises a charge transfer transistor electrically connected to the photoelectric converter element, the output transistor, and the reset transistor, the charge transfer transistor including a control terminal electrically connected to the transfer signal line. Furthermore, Roberts teaches a mobile picture mode controller (Fig. 1, element 208; col. 13, lines 22-44) or the first still picture mode controller conducting the transfer control row-shifter for sequentially supplying, in the image readout operation, the row reset operation, or the

Art Unit: 2615

overall reset operation, the transfer control signal to each transfer signal lines associated with the pixel row as an object of the operation.

Claims 17-19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Roberts (U.S. Pat. No. 5,452,004), in view of Ernest et al. (U.S. Pat. No. 4, 827, 348), and further in view of Soeda et al. (U.S. Pat. No. 5,382,974).

Regarding claim 17, Roberts teaches motion video and still image capture (col. 12, lines 28-38). Furthermore, Ernest et al. teaches a shutter that interrupts light for a predetermined period of time (please see the 103 rejection of claim 14). Neither Roberts nor Ernest et al. teaches the use of a strobe device or a controller for a second still picture mode comprising a strobe device.

However, Soeda et al. teaches a strobe device (Fig. 1, element 20) for emitting flash light when a predetermined signal is received (Fig. 5) or the strobe device installing device for installing therein; a second still picture mode controller (strobe mode: col. 13, lines 27-31; Fig. 3, elements S8 and S18) electrically connected to the image pickup device for controlling in place of a mobile mode controller, when the still picture indication signal is outputted; a strobe device operation signal is generated for operating the strobe device (Fig. 5); a shutter is operated for a predetermined period of time after strobe device operation signal is generated (Fig. 5); and a still picture mode specifying device (Fig. 3, element S8; col. 14, lines 24-38) for beforehand specifying a still picture mode controller to be operate when the still picture indication signal is outputted. One of ordinary skill in the art would have provided the strobe of Soeda et al. with the imager of Roberts and Ernest et al. for the purpose of increasing the maximum

Art Unit: 2615

photographable distance to an object and to obtain a high quality image (col. 13, line 65-col. 14, line 3). As a result, it would have been obvious to one of ordinary skill in the art at the time of the invention to provide the strobe of Soeda et al. with the imager of Roberts and Ernest et al. for the purpose of increasing the maximum photographable distance to an object and to obtain a high quality image (col. 13, line 65-col. 14, line 3).

Regarding claim 18, Roberts teaches motion video and still image capture (col. 12, lines 28-38). Roberts does not specifically teach that a still picture mode does not interrupt a video mode when a still picture mode is indicated. However, Ernest et al. teaches an electronic shutter operation or an image signal readout operation is being executed at a point of time when the still picture indication signal is outputted, a still picture mode controller does not interrupt the operation; and when an electronic shutter operation is being executed at a point of time when the still picture indication signal is outputted, a still picture mode controller conducts once the image signal readout operation after the electronic shutter operation; and then a still picture mode controller conducts the overall reset operation (Fig. 2).

Regarding claim 19, please see the rejection for the 103 rejection of claim 16.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian Jelinek whose telephone number is (703) 305-4724. The examiner can normally be reached on M-F 8:00 am - 4:00 pm.

Art Unit: 2615

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Christensen can be reached on (703) 308-9644. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Brian Jelinek
10/4/2004



ANDREW CHRISTENSEN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600